

Federal Court	1000000
Case No.	93-79
Page No.	523
Printed Name	nm
Date	DEC 03 1993
Time	DEC 03 1993
Signature	A. W. W. W. W. W.
Date	DEC 03 1993

m
m
B
E
X

11-13-91

see

Purchase agreements for 5 LPTV's

Lease for Red Lion was not included,
but it can be written.

Ch 23 and 56 may not be
available; what should Kaystay tell
TBN.

Cohen and Berfield are preparing
affidavits listing expenses for
each station.

Return documents to me with
instructions on which ones will
be executed so I can put them
in form for signature.

David A. Gardner

Federal Communications Commission

Docket No. 73-79 Exhibit No. 524

Presented by W. W. W. **DEC 03 1993**

Disposition **DEC 03 1993**

Reporter A. W. W.

Date **DEC 03 1993**

M
M
B
E
X.

525

Lee

12/3/91

David G

I have told Lewis
Cohen that we will
discontinue negotiations to
transfer our LPT V license
(construction permit) to
Trinity Broadcasting.
Please ask me if you
need further details.
OK to transfer to anyone else
you may wish to work with,

Federal Communications Commission	
Docket No. <u>93-75</u>	Exhibit No. <u>523</u>
Presented by <u>mm</u>	<u>DEC 03 1993</u>
Disposition	<u>DEC 03 1993</u>
Reporter <u>A. Wilmer</u>	
Date <u>DEC 03 1993</u>	

/

m

m

B

E

X.

526

2-8-16

LAW OFFICES
COHEN AND BERFIELD, P.C.

BOARD OF TRADE BUILDING

1129 20TH STREET, N.W.

WASHINGTON, D.C. 20036

(202) 466-8565

LEWIS I. COHEN
MORTON L. BERFIELD
ROY W. BOYCE
JOHN J. SCHAUBLE*

*VIRGINIA BAR ONLY

TELECOPIER
(202) 785-0934

December 16, 1991

VIA FEDERAL EXPRESS

David Gardner
Raystay Co.
1416 Trindle Road
Carlisle, PA 17013

Dear David:

Enclosed are applications to extend the construction permits for the Lancaster and Lebanon LPTV stations. The exhibit (which is identical for each station) has been reviewed and approved by you. On the application form, the name "Raystay Company" must be spelled out in full because that is how the name appears on the construction permits. Please have a Raystay officer review each application, then sign and date each application. The applications must be filed by December 24, so we must have the signed applications back in our office by December 20.

If you have any questions, please call.

Regards,



John J. Schauble

Enclosures

75385

①

Federal Communications Commission	
Docket No. <u>93-75</u>	Exhibit No. <u>526</u>
Presented by <u>MB</u>	<u>DEC 03 1993</u>
Disposition	<u>DEC 03 1993</u>
Reporter <u>A. Welner</u>	
Date <u>DEC 03 1993</u>	

EXHIBIT 1

The permittee respectfully submits that a grant of the instant application would be in the public interest for the following reasons:

Initially, it must be noted that Raystay Co. has built and is currently the licensee of LPTV station W40AF licensed to Dillsburg, PA. Raystay built the station pursuant to a construction permit issued to it by the Commission.

At the present time, equipment for the station has not been ordered or delivered. Raystay, however, has had discussions with equipment suppliers concerning the types and prices of equipment that could be used at the site specified in the construction permit. It has entered into lease negotiations with representatives of the owners of the antenna site specified in the applications, although those negotiations have not been consummated. A representative of Raystay and an engineer have visited the antenna site and ascertained what site preparation work and modifications need to be done at the site.

Raystay has undertaken research in an effort to determine the programming that would be offered on the station. It has had discussions with program suppliers to determine what programs could be available for broadcast on the station. It has also had continuing negotiations with local cable television franchises to

ascertain what type of programming would enable the station to be carried on local cable systems.

The denial of this extension request could eliminate any possibility of the proposed LPTV service being offered to the community. No application mutually exclusive with Raystay's construction permit application was filed, so no other entity has expressed an interest in providing this service.

Accordingly, Raystay requests that the Commission extend the date for construction for a period of six months from the date this application is granted or from the date the current construction permit expires, whichever is later.

/
m
m
B
E
X

527

12-18-91

LPTV renewals.

Signature needed on 4 forms.

Needed in Washington ASAP.

Return to me for filing.

Dave Q Gardner

Federal Communications Commission

Docket No. 79-79 Exhibit No. 527

Presented by Mr. [Signature]

DEC 03 1993

DEC 03 1993

Exposition

A. Williams

DEC 03 1993

✓
M
M
B
E
X

528

LAW OFFICES
COHEN AND BERFIELD, P.C.

LEWIS I. COHEN
MORTON L. BERFIELD
ROY W. BOYCE
JOHN J. SCHAUBLE*

BOARD OF TRADE BUILDING
1129 20TH STREET, N.W.
WASHINGTON, D.C. 20036
(202) 466-8565

TELECOPIER
(202) 785-0934

*VIRGINIA BAR ONLY

December 20, 1991

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Dear Ms. Searcy:

On behalf of Raystay Co., permittee of low power television station W31AX at Lancaster, Pennsylvania, we are submitting an original and one copy of an application for additional time to construct that station.

Pursuant to the Commission's July 11, 1991 Public Notice (FCC Fees, 69 RR 2d 787, 788), no filing fee is required for this application.

Should there be any questions regarding this matter, kindly communicate directly with this office.

Respectfully submitted,

John J. Schauble

John J. Schauble

①

75408

Federal Communications Commission	
DocId: 93-73	FILE NO. 528
mm	DEC 03 1993
	DEC 03 1993
A.W. [signature]	
DEC 03 1993	

APPLICATION FOR EXTENSION OF BROADCAST CONSTRUCTION
PERMIT OR TO REPLACE EXPIRED CONSTRUCTION PERMIT
(CAREFULLY READ INSTRUCTIONS ON BACK BEFORE COMPLETING)

For Commission Use Only

File No.

1. Legal Name of Applicant (See Instruction C) Raystay Company		3. PURPOSE OF APPLICATION: <input checked="" type="checkbox"/> a. Additional time to construct broadcast station <input type="checkbox"/> b. Construction permit to replace expired permit	
2. Mailing Address (Number, street, city, state, ZIP code) P.O. Box 38 Carlisle, PA 17013		4. IDENTIFICATION OF OUTSTANDING CONSTRUCTION PERMIT:	
Telephone No. (Include Area Code) (717) 245-0040		File Number BPTL-890309NY	Call Letters W3LAX
		Frequency 572-578 Mhz	Channel No. 31
		Station Location Lancaster, PA	
5. OTHER: Submit as Exhibit No. <u>N/A</u> a list of the file numbers of pending applications concerning this station, e.g., major or minor modifications, assignments, etc.			
6. EXTENT OF CONSTRUCTION:			
(a) Has equipment been delivered? <input type="checkbox"/> YES <input type="checkbox"/> NO If NO, answer the following: See Exhibit 1		(b) Has installation commenced? <input type="checkbox"/> YES <input type="checkbox"/> NO See Exhibit 1 If YES, submit as Exhibit No. _____ a description of the extent of installation and the date installation commenced.	
From Whom Ordered (If no order has been placed, so indicate) See Exhibit 1			
Date Ordered	Date Delivery Promised	(c) Estimated date by which construction can be completed. See Exhibit 1	

7. (a) If application is for extension of construction permit, submit as Exhibit No. 1 reason(s) why construction has not been completed.

(b) If application is to replace an expired construction permit, submit as Exhibit No. N/A the reason for not submitting a timely extension application, together with the reason(s) why construction was not completed during the period specified in the construction permit or subsequent extension(s).

8. Are the representations contained in the application for construction permit still true and correct? ☒ YES ☐ NO
If NO, give particulars in Exhibit No. _____

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations and that all the exhibits are a material part hereof and are incorporated herein as set out in full in the application.

CERTIFICATION

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

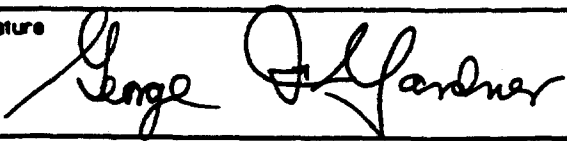
Legal Name of Applicant Raystay Company	Signature 
Title President	Date December 18, 1991

EXHIBIT 1

The permittee respectfully submits that a grant of the instant application would be in the public interest for the following reasons:

Initially, it must be noted that Raystay Co. has built and is currently the licensee of LPTV station W40AF licensed to Dillsburg, PA. Raystay built the station pursuant to a construction permit issued to it by the Commission.

At the present time, equipment for the station has not been ordered or delivered. Raystay, however, has had discussions with equipment suppliers concerning the types and prices of equipment that could be used at the site specified in the construction permit. It has entered into lease negotiations with representatives of the owners of the antenna site specified in the applications, although those negotiations have not been consummated. A representative of Raystay and an engineer have visited the antenna site and ascertained what site preparation work and modifications need to be done at the site.

Raystay has undertaken research in an effort to determine the programming that would be offered on the station. It has had discussions with program suppliers to determine what programs could be available for broadcast on the station. It has also had continuing negotiations with local cable television franchises to

ascertain what type of programming would enable the station to be carried on local cable systems.

The denial of this extension request could eliminate any possibility of the proposed LPTV service being offered to the community. No application mutually exclusive with Raystay's construction permit application was filed, so no other entity has expressed an interest in providing this service.

Accordingly, Raystay requests that the Commission extend the date for construction for a period of six months from the date this application is granted or from the date the current construction permit expires, whichever is later.

④

75411

M

M

B

E

X

529

United States of America

FEDERAL COMMUNICATIONS COMMISSION



LOW POWER TELEVISION / TELEVISION TRANSLATOR
BROADCAST STATION CONSTRUCTION PERMIT

Official Mailing Address:

RAYSTAY COMPANY
P. O. BOX 38
CARLISLE, PA 17013

Authorizing Official:

Keith A. Larson
Chief, LPTV Branch
Video Services Division
Mass Media Bureau

Grant Date: January 29, 1992

Call sign: W23AW

This permit expires 3:00 am.
local time: July 29, 1992

Permit File No.: BMPTTL-911220IX

This permit modifies Permit No.: 890309PA

MODIFICATION OF CONSTRUCTION PERMIT FOR EXTENSION OF COMPLETION DATE

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

This permit shall be automatically forfeited if the station is not ready for operation within the time specified (date of expiration) or within such further time as the Commission may allow, unless completion of the station is prevented by causes not under the control of the permittee. See Sections 73.3598, 73.3599 and 73.3534 of the Commission's Rules.

Equipment and program tests shall be conducted only pursuant to Sections 74.13 and 74.14 of the Commission's Rules.

Name of permittee:

RAYSTAY COMPANY

Station Location:

PA-LANCASTER

Frequency (MHz): 524.0 - 530.0

Offset: Zero

Federal Communications Commission

Docket No. 93-75 Exhibit No. 524

Presented by mm

DEC 03 1993

Disposition DEC 03 1993

Reporter A. Vukobratovic

Date DEC 03 1993

Call sign: W23AW

Permit No.: BMPTTL-911220IX

Channel: 23

Hours of Operation: Unlimited

Transmitter location (address or description):

ERICK ROAD, LANCASTER, PA

Transmitter: Type accepted. See Section 74.750 of the Commission's Rules.

Antenna type: (directional or non-directional): Directional

Desc: BOGNER B16UA

Major lobe directions (degrees true): 286.0

Antenna coordinates: North Latitude: 40 03 47.0
West Longitude: 76 19 9.0

Transmitter output power (Visual) : 1.0 kW

Maximum effective radiated power (Visual) : 7.12 kW

Height of radiation center above ground : 42.0 Meters

Height of radiation center above mean sea level : 145.0 Meters

Overall height of antenna structure above ground (including obstruction
lighting, if any) : 57.0 meters

Obstruction marking and lighting specifications for antenna
structure:

It is to be expressly understood that the issuance of these specifications
is in no way to be considered as precluding additional or modified marking
or lighting as may hereafter be required under the provisions of Section
303(q) of the Communications Act of 1934, as amended.

None Required

2

75425